

UNITED STATES DISTRICT COURT FOR THE
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

UNITED STATES OF AMERICA,
Plaintiff,
v.
AUTUMN GAIL LUNA,
Defendant.

NO. CR21-189-JLR

~~PROPOSED~~ *JK*

ORDER OF FORFEITURE

THIS MATTER comes before the Court on the United States' Consolidated Motion for Preliminary Orders of Forfeiture and Orders of Forfeiture (the "Motion"), in which the United States moved for an Order of Forfeiture forfeiting, to the United States, Defendant Autumn Gail Luna's interest in a sum of money (also known as a forfeiture judgment) in the amount of \$275,738, representing a portion of the unrecovered funds Defendant Luna obtained from her commission of Wire Fraud, in violation of 18 U.S.C. § 1343.

The Court, having reviewed the United States' Motion, as well as the other papers and pleadings filed in this matter, hereby FINDS entry of an Order of Forfeiture is appropriate because:

- The proceeds of Wire Fraud, in violation of 18 U.S.C. § 1343, are forfeitable pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c);
- In the Plea Agreement she entered on December 8, 2022, Defendant agreed to forfeit her interest in the above-identified sum of money 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c), as it reflects proceeds she obtained from her commission of Wire Fraud and to which she entered a guilty plea (Dkt. No. 37, ¶ 12);
- The forfeiture of this sum of money is personal to Defendant Luna and, pursuant to Federal Rule of Criminal Procedure (“Fed. R. Crim. P.”) 32.2(c)(1), no third-party ancillary process is required before forfeiting it.

NOW, THEREFORE, THE COURT ORDERS:

1) Pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c), and her Plea Agreement, Defendant Luna's interest in a sum of money in the amount of \$275,738 is fully and finally forfeited, in its entirety, to the United States;

2) Pursuant to Fed. R. Crim. P. 32.2(b)(4)(A)–(B), this Order will become final as to Defendant Luna at the time she is sentenced; it will be made part of the sentence; and, it will be included in the judgment:

3) No right, title, or interest in the identified sum of money exists in any party other than the United States:

4) Pursuant to Fed. R. Crim. P. 32.2(e), in order to satisfy this Order forfeiting the sum of money, in whole or in part, the United States may move to amend this Order at any time, to include substitute property having a value not to exceed \$275,738:

5) Forfeiture of the sum of money is separate and distinct from the restitution that is ordered in this case; and

6) The Court will retain jurisdiction in this case for the purpose of enforcing this Order, as necessary.

1 IT IS SO ORDERED.
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DATED this 10th day of February, 2023.

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THE HON. JAMES L. ROBART
UNITED STATES DISTRICT JUDGE

Presented by:

s/Karyn S. Johnson
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